

**JOE WARDY**  
MAYOR



***CITY COUNCIL***

**SUSAN AUSTIN**  
DISTRICT NO. 1

**ROBERT A. CUSHING, JR.**  
DISTRICT NO. 2

**JOSE ALEXANDRO LOZANO**  
DISTRICT NO. 3

**JOHN F. COOK**  
DISTRICT NO. 4

**DANIEL S. POWER**  
DISTRICT NO. 5

**PAUL J. ESCOBAR**  
DISTRICT NO. 6

**VIVIAN ROJAS**  
DISTRICT NO. 7

**ANTHONY W. COBOS**  
DISTRICT NO. 8

**PROPOSED AGENDA FOR  
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS  
MAY 4, 2004  
9:00 A.M.**

**ROLL CALL**

Invocation – Police Chaplain Carlos Flores  
Pledge of Allegiance

**REGULAR AGENDA**

1. Discussion and action on the creation of a standalone non-profit Economic Development Corporation. [Lisa Turner]

**MAYOR'S PROCLAMATIONS**

1. ***NALC National Food Drive Day***
2. ***Foster Care Month***
3. ***North American Occupational Safety and Health Week***

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

**CONSENT AGENDA**

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meetings of April 27, 2004, corrected Minutes of April 13, 2004, and Special City Council Meeting of April 27, 2004.

3. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**4. RESOLUTIONS:**

- 4A.** That the Mayor be authorized to sign a grant application, in the amount of \$75,000 on behalf of the Arts and Culture Department, for submission to the Brown Foundation, Inc., and to sign the related contracts and documents should funds be granted, either in the requested amount or at such lesser amount as may be approved by the Brown Foundation, Inc. This grant will be used to develop a Master Plan for the City of El Paso's 2% for the Public Art Program for FY 2004-05. **(All Districts)** [Arts and Culture, Judy Emmons, (915) 541-4280]
- 4B.** That the Mayor be authorized to sign a Developer Agreement between Colony Partners L.P. and the City of El Paso for the construction of certain improvements to Bear Ridge Drive and the abutting drainage channel in the vicinity of a certain 20 acre parcel contemplated for use as a City park. This developer agreement is made pursuant to Section 212.071 and 212.072 of the Texas Local Government Code as well as the City of El Paso Municipal Code. **(District 1)** [Building and Planning Services, Patricia D. Adatao, (915) 541-4853]
- 4C.** That the Mayor be authorized to sign a Joint Resolution between the El Paso Water Utilities-Public Service Board and the City of El Paso authorizing (1) the transfer of a 20-acre tract of land in H.G. Foster Survey No. 262, City of El Paso, El Paso County, Texas, from the jurisdiction of the El Paso Water Utilities-Public Service Board to the City of El Paso for use as a public park; (2) that the City of El Paso shall pay the El Paso Water Utilities-Public Service Board a total sum of \$120,000 as consideration for the 20-acre land transfer; and (3) that the El Paso Water Utilities-Public Service Board shall accept reimbursement through deductions due the City from the proceeds derived from future El Paso Water Utilities-Public Service Board land sales in the amount of \$120,000 to cover the land transfer. **(District 1)**  
[Building and Planning Services, Patricia D. Adatao, (915) 541-4853]
- 4D.** That the Mayor be authorized to sign an Amendment to the 1999 Empowerment Zone Planning and Implementation Grant No. EZ-99-TX-0013 with the U.S. Department of Housing and Urban Development (HUD) to allocate an additional \$994,100 of HUD funds to the City of El Paso's Empowerment Zone (EZ) Program, and to add and delete certain administrative requirements. Funds are to be used for economic development related activities consistent with the Strategic Plan approved for the City's EZ Program. **(Districts 1, 3, 6, and 8)**  
[Community and Human Development, Thomas Serrano, (915) 541-4642]
- 4E.** That the Mayor be authorized to sign a Contract by and between the City and Centro San Vicente in the amount of \$90,000.00, in connection with the Substance Abuse and Mental Health Services Administration (SAMHSA) Grant administered by the Department of Community and Human Development. **(All Districts)** [Community and Human Development, Gabriela Martinez, (915) 541-4278]

- 4F.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Twenty Three Thousand And No/100 Dollars (\$23,000.00), against the following described real property:

Lot 11, less the South 2.50 feet thereof, Block 35, Magoffin's Addition, an Addition to the City of El Paso, El Paso County, known and numbered as 900-A S. Virginia, El Paso, Texas 79901

for consideration paid to the City in full satisfaction of that certain Real Estate Lien Note executed by the owners of the above-described real property; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of Three Hundred Twenty Eight and 13/100 Dollars (\$328.13). **(District 8)** [Community and Human Development, Charles Ruiz, (915) 541-4221]

- 4G.** That the Mayor be authorized to sign a grant application to the U.S. Department of Health and Human Services Administration for a grant in the amount of Two Hundred Forty-Six Thousand and No/100 dollars (\$246,000.00) to be utilized to fund a construction and renovation project for clinical space, on behalf of the City-County Health and Environmental District. There will be no matching funds required for this grant.

[El Paso City-County Health and Environmental District, Mark A. Everett, (915) 771-5702]

- 4H.** That the Director of the El Paso Museum of Art be authorized to sign a Loan Agreement on behalf of the City of El Paso, for the loan of one (1) oil on canvas by George Inness, ***Landscape***, 1842, to Sterling and Francine Clark Art Institute, Williamstown, Massachusetts, for an exhibition to be held from February 6 - April 17, 2005. Sterling and Francine Clark Institute will cover the costs of packing, shipping and insurance during the loan period.

[El Paso Museum of Art, Amy Grimm, (915) 532-1707 ext 14]

- 4I.** That the Director of the El Paso Museum of Art be authorized to sign an Incoming Loan Agreement for the exhibition ***"CraftHouston 2004: Texas"***, October 3, 2004 - January 23, 2005, organized by the Houston Center for Contemporary Craft, Houston, Texas. Participation fee is \$2,500.00, plus \$2,500.00 shipping fee.

[[El Paso Museum of Art, Amy Grimm, (915) 532-1707 ext 14]

- 4J.** That the Museum of Art be permitted to apply to the Texas Commission on the Arts Core Support Program for a grant of \$31,500 to assist in the exhibition of *Texas Flags and CraftHouston*, and that the Mayor be authorized to sign any contracts or related documents accepting funding of that amount or a lesser amount as approved by the Commission. City funds are required to match this grant. [El Paso Museum of Art, Kayla Marks, (915) 532-1707 ext 15]

- 4K.** That the Museum of Art be permitted to apply to the Texas Commission on the Arts Education Project Program for a grant of \$24,316 to assist in the Neighborhood Kids Program, and that the Mayor be authorized to sign any contracts or related documents accepting funding of that amount or a lesser amount as approved by the Commission. City funds are required to match this grant. [El Paso Museum of Art, Kayla Marks, (915) 532-1707 ext 15]
- 4L.** That the Mayor be authorized to accept, on behalf of the El Paso Museum of Art, a grant in the amount of \$17,000 from The Museum of Art Foundation and to sign any contracts or related documents. The funds are granted for the Museum's High School Multiple Visit Program. No matching funds are required. [El Paso Museum of Art, Kayla Marks, (915) 532-1707 ext 15]
- 4M.** That the Mayor be authorized to sign an Agreement for Architectural Services by and between the **CITY OF EL PASO** and **ASA ARCHITECTS STUDIO**, for a project known as "**Fire Station No. 18 Renovation**", in an amount not to exceed TWENTY-FIVE THOUSAND and 00/100 DOLLARS (\$25,000.00).  
**(District 7)** [Engineering Department, Irene Ramirez, (915) 541-4431]
- 4N.** That the Mayor be authorized to sign an Agreement for Engineering Services by and between the **CITY OF EL PASO** and **VILLAVERDE, INC.**, for a project known as "**Rocky Bluff Drain**", in an amount not to exceed TWENTY-ONE THOUSAND SIX HUNDRED FIFTY-ONE and 66/100 DOLLARS (\$21,651.66).  
**(District 1)** [Engineering Department, Irene Ramirez, (915) 541-4431]
- 4O.** That the Mayor be authorized to sign an Application and any other related documents for the Dyed Diesel Fuel User Permit, allowing the City of El Paso to purchase dyed diesel fuel for off highway use (primarily at landfills).  
[Fleet Services, Jeff Belles, (915) 621-6821]
- 4P.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

## AQUATICS

**DEPARTMENT ID: 51010281, ACCOUNT 501011**

1. CONTRACTOR: Sofia Arjon, Lifeguard Step 2  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-241**
2. CONTRACTOR: Adrian Arteaga, Swim Instructor, Step 1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-242**
3. CONTRACTOR: Crystal R. Barnes, Swim Instructor, Step 1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-243**

4. CONTRACTOR: Ericka V. Coronado, Swim Instructor, Step 1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-244**
5. CONTRACTOR: Ricardo F. Diego, Swim Instructor Step 4  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.80  
CONTRACT NO: **2003/2004-245**
6. CONTRACTOR: Lucas P. Ellison, Swim Instructor Coordinator, Step 1  
DATES: May 24, 2004 through September 30, 2004  
RATE PER HR: \$6.50  
CONTRACT NO: **2003/2004-246**
7. CONTRACTOR: Evelyn J. Fierro, Swim Instructor, Step1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-247**
8. CONTRACTOR: Jose R. Jarvis, Swim Instructor, Step 1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-248**
9. CONTRACTOR: Rosanne E. Martinez, Swim Instructor, Step 1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-249**
10. CONTRACTOR: Joann N. McGinnis, Lifeguard, Step 2  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-250**
11. CONTRACTOR: Rick M. Peña, Lifeguard, Step 2  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-251**
12. CONTRACTOR: Johnny R. Segura, Swim Instructor Step 1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-252**
13. CONTRACTOR: Daniel Vasquez, Swim Instructor, Step 1  
DATES: May 5, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-253**

**4Q.** That the Mayor be authorized to accept an award of Community Assistance funding from the Junior League of El Paso in the amount of \$2,300.00, for the purpose of obtaining two automatic external defibrillators to be installed in the Police Department's patrol vehicles, and to sign any related documents as may be necessary. [Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]

**4R.** A Resolution of the City of El Paso, Texas, supporting a delay of retail competition for El Paso Electric Company.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]

5. Notice to set a public hearing to be held on May 25<sup>th</sup>, 2004 to determine if the property located at 148-150 N. Brown Street in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 2002. The owner of record as of March 10<sup>th</sup>, 2004, Carlos Escobedo, 10540 Kendall Street, El Paso, Texas 79924, has been notified of the violations at this property. No delinquent taxes due. **(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
6. Request that the street improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 6)**

Subdivision: I-10 Commercial  
Owner/Developer: Mesilla Valley Transportation, A New Mexico General Partnership  
Consultant: Roe Engineering, L.C.

Street Improvements:

Escobar Drive - from the northeast subdivision boundary line to the end of cul-de-sac

Drainage Improvements:

Surface Drainage  
[Engineering Department, Bashar Abugalyon, (915) 541-4157]

7. Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 5)**

Subdivision: Tierra Del Este, Unit Seventeen  
Owner/Developer: Ranchos Real VI, Ltd.  
Consultant: Conde Inc.

Street Improvements:

Tierra Angel Drive - from the northeast subdivision boundary line to the north property line of Tierra Clara Road, and from the south property line of Tierra Clara Road to the north property line of Tierra Perla Court

Tierra Clara Road - from Station 10+46.36 to the end of cul-de-sac

Tierra Lucero Lane - from Station 10+46.36 to the southwest property line between Lots 72 and 73, Block 70

Tierra Carmen Court - from the west property line of Tierra Lucero Lane to the northwest subdivision boundary line

Tierra Perla Court - from the southwest property line between Lots 72 and 73, Block 70 to the end of cul-de-sac

Tierra Alma Lane - from the south property line of Tierra Clara Road to the end of cul-de-sac

Tierra Coral Court - from the east property line of Tierra Angel Drive to the end of cul-de-

sac

Tierra Gema Court - from the east property line of Tierra Angle Drive to the end of cul-de-sac

Tierra Fresa Way - from the east property line of Tierra Lucero Lane to the end of cul-de-sac

Tierra Pera Court - from the east property line of Tierra Lucero Lane to the end of cul-de-sac

Drainage Improvements:

Storm Drainage System - Located at Tierra Lucero Lane; 1-8 Grate Drop Inlet Type III  
[Engineering Department, Bashar Abugalyon, (915) 541-4157]

8. **REINSTATEMENT:** Request for name to be placed on Reinstatement List in accordance with Article VI, Section 6.10.10, of the Civil Service Charter Provisions:

Marion, John – Library Assistant  
[Library, Carol Brey-Casiano, (915) 543-5406]

9. Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Civil Service Recorder (1)  
[Human Resources, Terry A. Bond, (915) 541-4509]

10. **STAFFING TABLE CHANGES:**

**10A. BUILDING PERMITS & INSPECTIONS**

Delete	1.00	Customer Relations Manager	PM 77
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]			

**10B. LIBRARY**

Add	1.00	Library Branch Manager	PM 77
Add	1.00	Public Services Librarian II	PM 75
Add	2.00	Public Services Librarian I	PM 73
Add	1.00	Library Information Supervisor	GS 21
Add	2.00	Library Information Specialist II	GS 17
Add	1.00	Library Information Specialist I	GS 12
Add	0.50	Messenger I	GS 09
Add	1.00	Library Assistant	GS 07
Add	2.19	Library Assistant	GS 07
Add	0.50	Co-Op Student Contract	C

[Library, Carol Brey-Casiano, (915) 543-5406]

11. Appointment of Daniel A. Valenzuela as Summer Law Clerk with the Office of the City Attorney for a period of five (5) weeks at a weekly rate of \$900.00 effective from May 24, 2004 to June 25, 2004. [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
12. Appointment of Jonathan Huerta as Summer Law Clerk with the Office of the City Attorney for a period of five (5) weeks at a weekly rate of \$900.00 effective from June 1, 2004 to July 6, 2004. [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
13. Appointment of John A. Prisner as Summer Law Clerk with the Office of the City Attorney for a period of five (5) weeks at a weekly rate of \$900.00 effective from July 12, 2004 to August 13, 2004. [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
14. **BOARD APPOINTMENT:**  
  
Ralph Adame to the Airport Board by Representative John F. Cook, District 4.  
[Representative John F. Cook, (915) 541-4140]
15. Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]
  - 15A. PID #G569-999-0100-4300, \$621.01 per month installments on a balance of \$7,452.12 for 1999, 2000, 2001, 2002 & 2003 taxes; Maria M. Ulloa – 3804 Altura Ave. **(District 2)**
  - 15B. PID #M709-999-0000-1900, \$683.88 per month installments on a balance of \$8,206.56 for 2003 taxes; Carolina & Sergio Salmon – 4962 Love St. **(District 8)**
16. Request that Mayor and Council authorize the Director of Purchasing, on the issuance of a Emergency Purchase Order to Rinchem Company Inc. in the amount of \$15,000.00 estimated for Household Hazardous Waste Disposal Events through May, 2004 (approximately 1 event).  
  
Request is due to the termination of current contract. The procurement is necessary to preserve or protect the public health or safety of the municipality's residents. The Purchasing Department has received five bids which are currently under evaluation and pending award.  
  

Department:	Solid Waste Management
Funding source:	Solid Waste Management
Total award:	\$15,000.00

 [Purchasing Department, Ray Heredia, (915) 541-4316]
17. Request that the Director of Purchasing be authorized to issue Purchase Order(s) to Ditch Witch Sales & Service, for Ditch Witch equipment for FY2004/2005 and any extension thereof. Ditch Witch is the sole authorized dealer for Ditch Witch Equipment and Parts in the El Paso, Texas area.



Department: Fleet Services  
Funds available: 37370510-503121-45202  
Funding source: Fleet Service Internal Service Fund  
Total award: \$25,000.00 (estimated annually)  
**District (s): All**

[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

- 18.** Request approval for the Director of Purchasing to issue a Sole Source Purchase Order to Sagem Morpho Inc., in the amount not to exceed \$54,000.00 for the upgrade of Automated Fingerprint Identification System that will provide connectivity with the County Sheriff's Identix equipment for processing fingerprint records. Sagem Morpho Inc. is the sole provider for its proprietary hardware and software.

Department: Police Department  
Funds available: 21150060-16411-508010 Project P500232  
Funding source: State Confiscated Account – Data Processing Equipment  
Total award: \$45,000.00  
[Purchasing Department, Ray Heredia, (915) 541-4316]

- 19.** Change Order No. Five (Construction Change) CF Jordan LP "Pavement Rehabilitation of Terminal Apron and Taxilane "A" (Bid 2003-106) for a decrease in the amount of \$190,662.14. The decrease is to adjust the final quantities to reflect the actual quantities utilized on the project. [Purchasing Department, Sue B. Powell, (915) 541-4522]

**20. BEST VALUE PROCUREMENT:**

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

**20A.** Bid No.: 2004-140 EPFD Engine Exhaust Removal System  
Contractor: Air Cleaning Technologies Inc.  
Broken Arrow, OK. 74012

Department: Fire Department  
Funds Available: 04252003-PMB0004130-27260-508008  
(\$30,891.07)  
62620029-PAP0007001-41062-508027  
(\$6,180.00 for FS #32)  
22150024-G220403-07162-508008  
(\$107,043.93) FEMA Grant  
Funding Source: FY03 City Equipment Capital, Airport Revenue and  
FEMA (Federal Emergency Management Agency) Grant  
Items: Base Bid \$144,115.00  
Total Award: \$144,115.00  
**Districts: Citywide**

The Departments of Purchasing, Engineering and Fire Department, recommend the award of Base Bid of this contract to Air Cleaning Technologies Inc., The Best Value proposal. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Roberto Bustamante, (915) 541-4521]

**20B.** Bid No.: 2004-125 Airport Marketing & Advertising Services  
Award to: Lopez Advertising Group, Inc.  
Item (s): All  
Amount: \$90,000.00 (estimated annually)

Department: Department of Aviation  
Funds available: Various Airport Funds  
Funding source: Various Airport Funds  
Total award: \$180,000.00 (estimated annually)  
**District (s): 3**

The Department of Aviation and the Purchasing Department recommend award as indicated as this vendor has provided the Best Value Bid. They submitted the highest ranked bid to meet the needs of the City.

This is a twenty-four (24) month requirements-type Contract for Airport Marketing & Advertising Services for the El Paso International Airport.

Vendor offers the City the option of extending the term of the contract for twenty-four (24) additional months at the same unit prices, if the option is exercised within two (2) years from the date of award of the contract.

Vendor does not offer a prompt payment discount.

The Contract will officially begin at 12:01 AM, May 5, 2004.

[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

**20C.** Bid No.: 2004-155 Janitorial Services, City-County Health District  
Award to: The Eagle Janitorial Services  
El Paso, TX  
Item (s): All  
Amount: \$150,737.50 (estimated annually)

Department: City-County Health District  
Funds available: Various  
Funding source: Various – General Accounts and WIC Grants  
Total award: \$452,212.50  
**District (s): All**

City/County Health Environmental District and Purchasing recommend award as indicated, on the basis of Best Value Procurement. This is a thirty-six [36] month contract with no renewable options. [Purchasing Department, Ray Heredia, (915) 541-4316]

**21. BIDS:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

**21A.** Bid No.: 2004-049 Doniphan Park and Logan Park Improvements  
 Contractor: Jan-Car, Inc.  
 El Paso, TX

Department: Parks and Recreation  
 Funds Available: Doniphan 71000-71150069-G7128cd0074-07762-508027  
 Logan 71000-71150069-G7128cd0075-07763-508027  
 Funding Source: Community Development Grants  
 Items: Base Bid I \$340,740.00  
 Base Bid II \$ 34,878.00  
 Total Award: \$375,618.00  
**Districts: 8 & 2**

The Departments of Purchasing, Engineering, and Parks & Recreation recommend the award of this contract to Jan-Car, Inc., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Jay Henson, (915) 541-4907]

**21B. CHANGE ORDER:**

Change Order No. One (Construction Change) to Jan-Car, Inc. for "Doniphan & Logan Park Improvements project" for a decreased amount of \$27,060.00. The new contract value is \$348,558.00.

[Purchasing Department, Miguel A. Rodriguez, (915) 541-4424]

**21C.** Bid No.: 2004-053 Zaragosa Bridge Joint Replacement  
 Contractor: Silverton Construction Co. Inc.  
 El Paso, Texas

Department: Engineering Department  
 Funds Available: 32000082-P501005-43001-508027  
 Funding Source: General Revenue  
 Items: Base Bid \$58,399.78  
 Total Award: \$58,399.78  
**District (s): 6**

The Departments of Purchasing and Engineering recommend the award of Base Bid of this contract to Silverton Construction Co. Inc., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Roberto Bustamante, (915) 541-4521]

**21D.** Bid No.: 2004-111 Uniforms  
Award to: Vendor 1 Uniforms of Texas  
El Paso, Texas  
Item (s): Group II, #1 thru 19, Group IV, #1 thru 6,  
Group V, #1 thru 7, Group VII #1, #2, #6,  
#7 & #8, Group VIII, #1 & #2  
Amount: \$75,667.31 (estimated annually)

Award to: Vendor 2 Bazaar Uniforms & Mens Wear  
El Paso, Texas  
Item (s): Group I, #1 thru 12, Group III, #1 thru 4,  
Group VI, #1 thru 7  
Amount: \$119,887.99 (estimated annually)

Award to: Vendor 3 Alco Industrial Co.  
El Paso, Texas  
Item (s): Group VII, #3, #4, & #5  
Amount: \$5,774.20 (estimated annually)

Department: Police Department  
Funds available: 21010060-503120-01101  
Funding source: Police Operating Funds-Uniform & Apparel Supplies  
Total award: \$402,659.00  
**District (s): All**

The Police and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Group I is being awarded to the second lowest bidder. The winter jacket in Group I submitted by lower bidder did not meet the required specifications, as it was the wrong color and wrong material.

Vendor #1 & #3 offer the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

Vendor #2 offers the City the option to extend the term of the contract at the same unit prices for one (1) or two (2) additional years if the option is exercised within one (1) or two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**21E.** Bid No.: 2004-123      Agricultural Tractor With Front Loader  
Award to: El Paso Tractor-Kubota  
Canutillo, Texas  
Item (s): 1 – Two (2) Each  
Amount: \$70,296.00  
  
Department: Parks and Recreation  
Funds available: 04200401-508029-29201-PMB0005001  
Funding source: FY2004 General Obligation Bonds  
Total award: \$70,296.00  
**District (s): All**

The Fleet Services, Parks and Recreation, and Purchasing Departments recommend award as indicated as this vendor has provided the low, responsive, responsible bid meeting specifications.

This is a fixed-price, single (one-time) purchase, to purchase two (2) Agricultural Tractors with Front Loaders. There is also an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one hundred and eighty (180) days from the date of award of the contract. No prompt payment discount is offered.  
[Purchasing Department, Monica Vera, (915) 541-4234]

**21F.** Bid No.: 2004-131      San Jacinto Plaza Improvements  
Contractor: JMZ Contractors, Inc.  
El Paso, TX  
  
Department: Parks and Recreation  
Funds Available: 31130600/PPW00460047/60062/508027  
Funding Source: Quality of Life Bonds 2000 FY03  
Items: Base Bid I \$398,000.00  
Alternate No. 1 \$ 38,000.00  
Total Award: \$436,000.00  
**District (s): 8**

#### RECOMMENDATION:

The Departments of Purchasing, Engineering, and Parks and Recreation recommend the award of this contract to JMZ Contractors, Inc., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Jay Henson, (915) 541-4907]

**21G.** Bid No.: 2004-132 Navistar/International Proprietary Parts & Service  
Award to: Border International Trucks  
El Paso, Texas  
Item (s): Group A, Item #1 & #2, Group B  
Amount: \$20,000.00 (estimated annually)

Department: Fleet Services  
Funds available: 37370510-503121-503125-45202  
Funding source: Fleet Service Internal Service Fund  
Total award: \$600,000.00  
**District (s): All**

The Fleet Services and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Labor rate is higher on some items than other bidder but the majority of this contract is for parts. Border International offered the lowest prices for parts.

This is a Requirements Type Contract with an initial term of Thirty Six (36) months.

[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**21H.** Bid No.: 2004-134 Pest Control Services  
Award to: Lone Star Pest Control  
El Paso, TX  
Item (s): All  
Amount: \$14,500.00 (estimated yearly)

Department: Municipal Services, Building Maintenance  
Funds available: 31010325-01101-203220 Building Maint. Police  
Facilities  
31010326-01101-203220 Building Maint. City Wide  
31010327-01101-203220 Building Maint. Fire Facilities  
31010328-01101-203220 Viscount Building  
31010350-01101-203220 Libraries

Total award: \$43,500.00  
**District (s): All**

Municipal Services, Building Maintenance Department and Purchasing recommend awards as indicated as this vendor is the low, responsible and responsive bidder meeting specifications.

This is a thirty-six (36) month contract with no option In addition, Lone Star Pest Control offers the City a 11% 10 Days, 7% 20 Days, and 3% 30 Days, Prompt Payment Discount. [Purchasing Department, Ray Heredia, (915) 541-4316]

**21I.** Bid No.: 2004-143 Professional Exterior Window Washing Services  
Award to: Professional Janitorial Services  
El Paso, TX  
Item (s): All  
Amount: \$9,200.00 (estimated yearly)  
  
Department: Municipal Services Building Maintenance  
Funds available: 31010326-01101-502206  
Funding source: General Funds, Janitorial Maint Services Contract  
Total award: \$18,400.00  
**District (s): 3, 4, and 7**

Municipal Services, Maintenance Department and Purchasing recommend awards as indicated as this vendor has provided the only bid and meets specifications.

This is a two (2) year contract with no option to extend the term of this contract.  
[Purchasing Department, Ray Heredia, (915) 541-4316]

**21J.** Bid No.: 2004-149 Ramona Ave.-Thomas Pl.  
Street & Drainage Improvements  
Contractor: C F Jordan L. P.  
El Paso, Texas  
  
Department: Community Development  
Funds Available: 71150069-G7128CD0037-39-07756-57-508027  
Funding Source: Community Development  
Items: Base Bid I & IA \$518,270.00  
Base Bid II, (1 to 9) \$ 68,602.00  
Base Bid III (1 to 7) \$117,781.00  
Total Award: \$711,363.00  
**District(s): 3**

The Departments of Purchasing, Engineering and Community Development recommend the award of Base Bid I, Base Bid II & Base Bid III of this contract to C F Jordan L. P., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Roberto Bustamante, (915) 541-4521]

**21K.** Bid No.: 2004-151 Maintenance Uninterrupted Power Supply Equipment  
Award to: CSS  
El Paso, TX  
Item (s): All  
Amount: \$18,612.00 (estimated yearly)

Department: Municipal Services-Building Maintenance  
Funds available: 31010325-01101-502226  
Funding source: General Account, Building/Facilities Maint. Contracts  
Total award: \$37,224.00  
**District (s): 1 – 8**

Municipal Services, Building Maintenance and Purchasing recommend awards as indicated as this vendor is the low, responsible and responsive bidder meeting specifications.

This is a twenty-four (24) month contract with the bidder offering the option to extend the term of this contract for one additional year.

[Purchasing Department, Ray Heredia, (915) 541-4316]

**21L.** Bid No.: 2004-158 Furnish & Install Airport Seating  
Award to: Airport Seating Alliance (Garavelli Enterprises, Inc.)  
Memphis, TN  
Item (s): All  
Amount: \$90,704.08

Department: Department of Aviation  
Funds available: 62620031-G620AIP0019-11508-508027  
Funding source: Airport Grants Improvements  
Total award: \$90,704.08  
**District (s): 3**

The Department of Aviation and the Purchasing Department recommend award as indicated to the lowest responsive offer, by definition meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, to furnish and install airport seating.

A lower bid was received but was deemed non-responsive as detailed in the backup.

Vendor offers the City the option of purchasing up to 100% of the original contract quantities, if the option is exercised within Six (6) Months, from the date of award of the contract.

Vendor offers a 1% discount if paid within 10 days.

[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]



**22. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]**22A. BT2004-645 BUILDING AND PLANNING SERVICES**

Building and Planning Services proposes to appropriate \$120,000 to pay for infrastructure improvements in connection with the development of park site at Franklin Hills. Funding source is HFC funds.

Increase	\$120,000	to	31125001/PPR000327624/508027	Construction
Increase	\$120,000	to	31125001/P50145827610/407002	Est Rev
Decrease	\$120,000	from	31125001/P50145827610/507001	Intrfd Trf
Increase	\$120,000	to	31125001/PPR000327624/407001	Intrfd Trf

**22B. BT2004-640 AIRPORT**

Transfer of funds to set up funding for the runway lighting and new vault project.

Increase	\$ 1,000	to	62620031/G620AIP002111510/502205	Legal Notices
Increase	\$ 4,000	to	62620031/G620AIP002111510/502302	PrtShpChgs
Increase	\$ 1,000	to	62620031/G620AIP002111510/502304	MailrmChg
Increase	\$ 1,099,000	to	62620031/G620AIP002111510/508016	Arch&Design
Increase	\$ 5,000	to	62620031/G620AIP002111510/508021	CyEngAdChg
Increase	\$ 100,000	to	62620031/G620AIP002111510/508024	Testing
Increase	\$ 30,000	to	62620031/G620AIP002111510/508026	Inspections
Increase	\$12,230,000	to	62620031/G620AIP002111510/508027	Construction
Increase	\$ 30,000	to	62620031/G620AIP002111510/508051	
	CityProgMgmt			
Increase	\$13,500,000	to	62620031/G620AIP002111510/407001	IntrfdTrfln
Increase	\$13,500,000	to	62620018/P50000241021/407002	Est Rev
Increase	\$13,500,000	to	62620018/P50000241021/507001	IntrfdTrfOut

**23. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

**23A.** The Downtown Optimist Club to hold a foot race/walk on May 22, 2004 from 8:00 a.m. to 8:45 a.m. Route: Start at Album Park and Parkwood St., left on Bayo, right on Orkney, right on Ballymote, right on Saigon, right on Wedgewood, right on Lockerbie proceed on running path around the park and finish at Parkwood St. Approximately 250 persons will take part and 50 spectators are anticipated. This request includes permission to use amplification (P.A. system, 2 small speakers). PERMIT NO. 04-033 (**District 5**) [Mike Coulter]

- 23B.** Lee Elementary School PTA to hold a parade on May 8, 2004 from 9:30 a.m. to 11:00 a.m. Route: Start at 7710 Pandora (Lee School parking lot), exit parking lot on Vulcan, turn right on Howard to Sierra Vista, turn right on Tetons to Mt. Baldy, turn left on Hercules to Pandora, and finish at Lee School Parking Lot. Approximately 200 persons and 200 bikes will take part and 200 spectators are anticipated. PERMIT NO. 04-032 **(District 2)** [Jackie Morgan]
- 23C.** Mision Iglesia Universal de Jesucristo to use amplification (1 set of drums, 2 speakers, 2 microphones, 1 guitar, and 1 bass) at 601 S. Park-Tula Ivrobali Park on May 8, 2004 and May 9, 2004 from 7:00 p.m. to 9:30 p.m. for a church revival. Approximately 15 persons will take part and 50 spectators are anticipated. PERMIT NO. 04-035 **(District 8)** [Raul Raygoza]

### **REGULAR AGENDA**

#### **24. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

- 24A.** An Ordinance authorizing the issuance of City of El Paso, Texas, General Obligation Commercial Paper Notes, Series B, in an aggregate principal amount not to exceed \$50,000,000 for the purpose of providing money for certain authorized purposes; approving and authorizing certain authorized officers and employees to act on behalf of the City in the selling and delivery of such notes, within the limitations and procedures specified herein; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of the notes, including the approval of an Issuing and Paying Agency Agreement, a Credit Agreement, an Offering Memorandum and a Commercial Paper Dealer Agreement.  
[Financial and Administrative Services, William Chapman, (915) 541-4011]
- 24B.** An Ordinance of the City of El Paso, Texas, authorizing the issuance and sale of City of El Paso, Texas, Solid Waste Disposal System Revenue Bonds, Series 2004; providing for the security and payment of said bonds; approving the Official Statement; approving execution and delivery of a Bond Purchase Agreement and enacting other provisions relating thereto.  
[Financial and Administrative Services, William Chapman, (915) 541-4011]

**PUBLIC HEARING WILL BE HELD ON MAY 18, 2004 FOR ITEMS 24A – 24B**

- 24C.** An Ordinance Granting Special Permit No. ZON04-00040 to satisfy parking requirements for Parcel 1, described as Lot 8, Block 2, Sahara Subdivision, El Paso, El Paso County, Texas (9930 Dyer Street), by allowing off-street parking on Parcel 2, described as Lot 25 Block 2, Sahara Subdivision (Taj Mahal Street), pursuant to Section 20.14.040, and the penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: C-1 (Commercial) and R-4 (Residential). Applicant/Representative: Sang Morgan, 9952 Taj Mahal, El Paso, TX. 79924 **(District 4)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 24D.** An Ordinance Granting Special Permit No. ZON04-00042, to allow for a convalescent home on a portion of Lots 14 and 15, Block 46, Pebble Hills Subdivision, El Paso, El Paso County, Texas (3113 Forney Lane) pursuant to Section 20.28.040, and the penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZONE: A-O/sc (Apartment-Office/special contract). Applicant: Alexander MacKinnon/ Representative: Yolanda Soltero, 3108 Gaston, El Paso, TX 79935 **(District 5)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 24E.** An Ordinance changing the zoning of a portion of Tract 225, Sunrise Acres No. Two, El Paso, El Paso County, Texas (4650 Vulcan Drive) from R-4 (Residential) to A-M (Apartment-Mobile Home Park). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Martha P. Yee / Representative: Luis De La Cruz; 9013 Lait Drive, El Paso, TX 79925. ZON04-00045 **(District 2)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 24F.** An Ordinance changing the zoning of Tracts 17C165, 17C166, 17C167, 17C168, Block 79, Section 8, Township 3, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas (Joe Battle Boulevard North Vista del Sol Drive) from R-3 (Residential) to C-4 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: EP Rhino II, L.P. / Representative: Conde, Inc.; 1790 Lee Treviño Drive, Suite 400, El Paso, TX 79936. ZON04-00039 **(District 6)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**PUBLIC HEARING WILL BE HELD ON MAY 25, 2004 FOR ITEMS 24C – 24F**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**25. DISCUSSION AND ACTION – MAYOR AND COUNCIL:**

- 25A.** Discussion and action on a resolution expressing the will of the El Paso City Council regarding "deregulation" of electric services in the City of El Paso.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]

- 25B.** Discussion and action concerning the installation of a multi-way (4-way) stop at the intersection of Parral and La Paz.

[Representative Jose Alexandro Lozano, (915) 541-4515]

- 25C.** Discussion and action on entering into a pilot recycling program with Nortoner to collect, remove and transport, or dispose of the City's empty toner, fax, inkjet and photocopier cartridges through the setting up of collection containers in diverse locations in El Paso. This pilot program would serve a public purpose by providing a recycling opportunity after the recent public concerns regarding the lack of recycling efforts by the City of El Paso; any monies generated from this recycling effort are considered public funds; and the collections would fall within the legal requirements of a \$3,000.00 limit without calling for competitive bidding, as defined by Legal. [Representative Jose Alexandro Lozano, (915) 541-4515]

- 25D.** Discussion and action on providing disability awareness and etiquette training to the Mayor and Council Representatives.

[Mayor's Office, Adrian Ocegueda, (915) 541-4145]

**26. DISCUSSION AND ACTION – CITY ATTORNEY'S OFFICE:**

Report from the Ethics Review Commission: Discussion and action relating to the Commission's annual report for 2003 on file in the Office of the City Clerk on the following specific items: A summary of activities, determinations made and accomplishments of the Commission during 2003; Status of board appointments.

[City Attorney's Office, Elaine Hengen, (915) 541-4550]

**27. PUBLIC HEARING – COMMUNITY AND HUMAN DEVELOPMENT**

An Ordinance authorizing the Mayor to sign a Contract of Sale, Special Warranty Deed, Release of Lien and all other related documents, conveying to Consuelo Acosta the west 30 feet of the east 60.30 feet of Lots 1-3, inclusive, Block 36, Magoffin's addition, an Addition to the City of El Paso, El Paso County, Texas (1025 E. Eighth Avenue). **(District 8)** [Community and Human Development, Saul Moreno, (915) 541-4889]

**28. PUBLIC HEARING – HUMAN RESOURCES:**

An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 15, Suspension, Reduction and Discharge, to add Section 6, to allow employees to forfeit annual leave in lieu of serving a suspension provided that appeal rights are waived.

[Human Resources, Terry Bond, (915) 541-4509]

**29. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:**

- 29A.** An Ordinance changing the zoning of a portion of Lot 4, Block 134, Pebble Hills, El Paso, El Paso County, Texas (Wooster Lane) from A-O (Apartment-Office) to C-3 (Commercial) and imposing certain conditions. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00033. Applicant: Joseph Pickett / Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936. **(District 5)**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 29B.** An Ordinance Granting Special Permit No. ZON04-00030, to allow for a parking reduction on the property described as Lots 9 and 10, Block 32, Franklin Heights, El Paso, El Paso County, Texas (1318 Myrtle Avenue), pursuant to Section 20.64.175 of the El Paso Municipal Code. The penalty is as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: C-4 (Commercial). Applicant: Opportunity Center for the Homeless / Representative: Wright & Dalbin Architects, Inc., 2112 Murchison, El Paso, TX 79930. **(District 8)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 29C.** An Ordinance granting Special Permit No. ZON04-00019, to allow for infill development on a portion of Lots 6, 7 and 8, Block 25, Second Revised Map of Sunset Heights, El Paso, El Paso County, Texas, pursuant to Section 20.14.040 (Zoning) of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: KARMA - JKS Properties, Inc. / Representative: Jim Smith, 6236 Quail Avenue, El Paso, TX 79924. **(District 8)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 29D.** Resolution approving Detailed Site Development Plan No. ZON04-00044, for a Portion of Lot 3, Block 3, Boykin Commercial District Unit 4, El Paso, El Paso County, Texas (131 McClintock Drive), pursuant to a zoning condition imposed by Ordinance No. 8285. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Lourdes Luna, Kidsview Inc., 1141 Tower Trail, El Paso, TX 79907. **(District 1)**  
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

### **30. PUBLIC HEARINGS – BUILDING PERMITS AND INSPECTIONS:**

- 30A.** Public hearing to determine if the property located at 1107 Myrtle Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owners of this property, Octillio, Octavio, and Luis Navarro and Richard A. Stearns, 1107 Myrtle Avenue, El Paso, Texas 79901, have been notified of the violations at this property. Delinquent taxes in the amount of \$19,054.02. **(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 30B.** Public hearing to determine if the property located at 3106 Rivera Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 4<sup>th</sup>, 2004. The owner of this property, Jose Madriles, 3106 Rivera Avenue, El Paso, Texas 79905, has been notified of the violations at this property. Delinquent taxes in the amount of \$14,933.04 and a suit is pending. **(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 30C.** Public Hearing to determine if the property located at 5808 Sun Court Circle Lot 17, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 9<sup>th</sup>, 2003. The owners of this property, Patricia and Douglas Barker, 11100 Chidress Avenue, El Paso, Texas 79936, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 4)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 31.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 31A.** Richard Juarez v. City of El Paso; Cause No.2002-5125 (551.071)

[City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]

- 31B.** Jack Briggs v. City of El Paso, Cause No. 2002-896 (551.071)

[City Attorney's Office, Maria Guadalupe Martinez, (915) 541-4550]

- 31C.** Discussion and Action on Court of Inquiries, Cause Nos. 20040D00188, 20040D00814 and 20040D01407 (551.071)

[City Attorney's Office, Michael Moffeit, (915) 541-4550]

- 31D.** Subrogation Claim Regarding Mario Velasquez Ornelas (551.071)

[City Attorney's Office, Michael Moffeit, (915) 541-4550]

- 31E.** Texas Commission on Environmental Quality (TCEQ) Docket No. 2003-0573-AIR-E (551.071) [City Attorney's Office, Raymond L. Telles, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:**

**<http://www.elpasotexas.gov>**